

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Fredrick Stewart,

File No. 24-cv-3432 (ECT/LIB)

Petitioner,

v.

**ORDER ACCEPTING REPORT  
AND RECOMMENDATION**

B. Eischen, *FPC Duluth*,

Respondent.

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Magistrate Judge Leo I. Brisbois issued a Report and Recommendation on September 9, 2024. ECF No. 5. No party has objected to that Report and Recommendation, and it is therefore reviewed for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all of the files, records, and proceedings in the above-captioned matter,

**IT IS ORDERED THAT:**

1. The Report and Recommendation [ECF No. 5] is **ACCEPTED**.
2. Petitioner Fredrick Stewart's Petition for a Writ of Habeas Corpus [ECF No. 1] is **DENIED**.
3. This matter is **DISMISSED WITH PREJUDICE**.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: October 16, 2024

s/ Eric C. Tostrud

Eric C. Tostrud

United States District Court